

Amendments to Senate Bill No. 276
1st Reading Copy

Requested by Senator Donald Steinbeisser

For the Senate Business, Labor, and Economic Affairs Committee

Prepared by Pat Murdo
February 14, 2007 (7:29am)

1. Page 2.

Following: line 5

Insert: "(4) Notwithstanding the provisions of 33-15-414, the funeral insurance policy must state that the insurance company may, as a condition of paying the benefits of the insurance policy, require from the funeral director, mortician, mortuary, or undertaker:

(a) a certified copy of the certificate of death of the insured or other evidence of death satisfactory to the insurance company; and

(b) a certificate of completion signed by the funeral director, mortician, or undertaker stating that the funeral director, mortician, undertaker, or mortuary has delivered all the goods and performed all the services contracted for, by, or on behalf of the insured.

(5) (a) The funeral insurance policy must contain an assignability clause that allows the policy to be assigned or otherwise transferred to another funeral director, mortician, mortuary, or undertaker in conjunction with the assumption of the contractual obligation to provide the funeral goods or services.

(b) The assignability clause may not be used by a funeral director, mortician, mortuary, or undertaker to pledge, assign, transfer, borrow from, or otherwise encumber an insurance policy assigned to it for purposes of purchasing funeral goods or services prior to delivering all of the goods and performing all of the services contracted for, by, or on behalf of the insured."

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